



JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LABOR & ECONOMIC GROWTH
LANSING

KEITH W. COOLEY
DIRECTOR

To: State and Oakland County Boundary Commissioners

From: Christine Holmes
Commission Specialist

Date: October 18, 2008

Subject: **DOCKET # 08-AP-4**
Legal Sufficiency Review
Petition for Annexation of Certain Territory in Lyon Township
to the City of South Lyon

The following comments are for your consideration on the legal sufficiency of this petition based upon my review:

1. This petition to request the annexation of 26 acres in Lyon Township to the City of South Lyon was filed with the Boundary Commission on September 8, 2008.
2. Three legal size maps (8.5 x 14) were submitted with the petition. These maps are neither labeled "Part I" nor do they contain descriptive geographic features as required by Boundary Commission Rule 25 (1) and (2) [R 123.25], and as required on the instruction sheet of the petition form, in order for staff to clearly identify and determine the territory proposed for annexation.
3. Part II of the petition is incomplete as it does not identify the county in which the territory proposed for annexation is located.
4. Part IIa identifies the petitioner as "The Estate of Alonzo Noricks." Parts IV and Va of the petition are signed by a Hollie Carroll, personal representative, with the same address as the petitioner: 21675 Pontiac Trail, South Lyon, Michigan. However, documents submitted with the petition from "Signature Associates Oncor International" identify a Holly Lynn Carroll, with an address of 22331 Swan Street, Apt. 327, South Lyon, Michigan. The petition does not contain a resolution, minutes, or any other official designation that authorizes Hollie/Holly Carroll to act on behalf of the petitioner, as required by Boundary Commission Rule 25 (4) [R 123.25].

Providing for Michigan's Safety in the Built Environment

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5. Business entity records for "Signature Associates Oncor International" are on file with the Corporation Division of the State of Michigan.
6. The petition does not contain any warranty deeds or other ownership records to enable staff to verify that the petitioner owns record legal title to at least 75% of the area proposed for annexation, as required by Boundary Commission Rule 25 (2) [R 123.25].
7. Although not a basis for the determination of legal sufficiency, staff could not identify the inclusion of a Part VII map that shows the relationship of the area proposed for annexation to the balance of adjacent units of government, which is required by the instruction sheet of the petition.

Mr. Keith Lambert, director of the Office of Land Survey and Remonumentation, is here to present his review of the petition for legal sufficiency review. A copy of his letter is included in your notebooks.



JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LABOR & ECONOMIC GROWTH
LANSING

KEITH W. COOLEY
DIRECTOR

October 31, 2008

Christine A. Holmes
Specialist
State Boundary Commission

RE: Docket 2008-AP-04 Lyon Township / City of South Lyon

Dear Christine:

I have reviewed the PART I map, the PART III legal description and the PART V legal description in **2008-AP-04** and have the following comments for your consideration.

The petition contained a site sketch and two aerial photographs, neither of which were labeled as the PART I map. I considered the sketch and the photographs to be the PART I map. The PART I map does not identify the territory proposed for annexation to the City of South Lyon, Michigan. Section lines, section corners and local governmental boundaries are not shown on the PART I map as required by commission rule 25.

Bearings and distances are not shown on the PART I map; and therefore we cannot make a direct comparison to the PART III legal description. The PART III legal description does not close mathematically.

The area described in the PART V description is greater than 75% of the area in the PART III legal description, exclusive of the road right-of-way.

The territory proposed for annexation is not contiguous with the **City of South Lyon** limits based upon the documentation provided by the Secretary of State as of October 27, 2008.

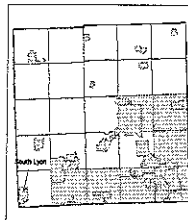
Sincerely,

Keith E. Lambert, P.S., Director

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APPROVED
4.43 -- MILES OF MAJOR STREET
23.14 -- MILES OF LOCAL STREET
FOR THE PERIOD
JULY 1, 2008 to JUNE 30, 2009
BY
AGT 51 CERTIFICATION ENGINEER
ON
DATE OF APPROVAL

CITY of SOUTH LYON OAKLAND COUNTY

T 14 - R 7 E
POP. 10,036 - 2000 CENSUS
STREET SYSTEM
THE MICHIGAN HIGHWAY LAW,
PUBLIC ACT 51 OF 1951, AS AMENDED,
MICHIGAN DEPARTMENT OF TRANSPORTATION
1 inch equals 100 feet Map size 18x30



0 1 2

ROAD SYSTEM

- STATE TRUNKLINE
- COUNTY PRIMARY
- COUNTY LOCAL
- CITY MAJOR
- CITY LOCAL
- ADJACENT JURISDICTION ROAD
- UNIVERSITY ROAD
- STATE PARK ROAD
- RAILROAD

LEGEND

GEOGRAPHY

- 425 ZONES
- SECTIONS
- NON-FOCUS AREAS
- LAKE / RIVER
- HYDROGRAPHY
- RAILROAD

Revision Date: January 2, 2007

MAP REVISIONS BY MDLEG/SCC/OLSR FOR STATE BOUNDARY COMMISSION LEGAL SUFFICIENCY DOCKET NO. 08-AP-04
REVISIONS DRAWN BY: KEL - OCTOBER 30, 2008 (BASED UPON THE PART III LEGAL DESCRIPTION)

